



Exempt Action Final Regulation Agency Background Document

Agency name	State Board of Social Services
Virginia Administrative Code (VAC) citation	22VAC40-740
Regulation title	Adult Protective Services
Action title	Amend APS regulation to comport with recodification of § 37.2-1000
Final agency action date	October 18, 2012
Document preparation date	October 18, 2012

When a regulatory action is exempt from executive branch review pursuant to § 2.2-4002 or § 2.2-4006 of the Virginia Administrative Process Act (APA), the agency is encouraged to provide information to the public on the Regulatory Town Hall using this form.

Note: While posting this form on the Town Hall is optional, the agency must comply with requirements of the Virginia Register Act, Executive Orders 14 (2010) and 58 (1999), and the *Virginia Register Form, Style, and Procedure Manual*.

Summary

Please provide a brief summary of all regulatory changes, including the rationale behind such changes. Alert the reader to all substantive matters or changes. If applicable, generally describe the existing regulation.

Amending 22 VAC 40-740 is necessary to comport with legislation passed in the 2012 Session of the General Assembly. This legislation, which took effect October 1, 2012, recodified sections of the Code of Virginia that addressed guardianship. Pursuant to Chapter 614 of the 2012 Acts of Assembly, reference to “§ 37.2-1000 et seq. of Chapter 10 of Title 37.2” was changed to “§ 64.2-2000 et seq. of Chapter 20 of Title 64.2.”

This regulation establishes guidelines and expectations relative to reporting adult abuse and neglect and provision of Adult Protective Services. It also addresses authorized disclosure of confidential information from APS records.

Statement of final agency action

Please provide a statement of the final action taken by the agency including (1) the date the action was taken, (2) the name of the agency taking the action, and (3) the title of the regulation.

The proposed amendment to 22VAC40-740, Adult Protective Services, was approved on October 18, 2012 by the State Board of Social Services.

Family impact

Assess the impact of this regulatory action on the institution of the family and family stability.

These regulatory changes will not have an impact on the institution of family or family stability.